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2
3 UNITED STATES DISTRICT COURT
4 DISTRICT OF NEVADA

5 * * *

6 ROBERT STEVEN YOWELL,

Case No. 3:15-cv-00318-MMD-WGC

7 Petitioner,

ORDER

8 v.

9 ISIDRO BACA, *et al.*,

10 Respondents.
11

12 This action is a petition for a writ of habeas corpus filed pursuant to 28 U.S.C. §
13 2254 by Nevada state prisoner Robert Steven Yowell. Yowell has filed an emergency
14 motion for release pending a decision by this Court on his § 2254 petition due to the risk
15 of infection by COVID-19. (ECF No. 70.) He explains that he is 65 years old and suffers
16 from several serious medical issues—a heart condition, hypertension, diabetes, and
17 possible lung conditions—that “put him in a high-risk category for negative outcomes if
18 he contracts COVID-19.” (*Id.* at 21.) Yowell, therefore, seeks immediate release pending
19 a final decision on the merits of his § 2254 petition. (*Id.* at 26.) In light of the emergent
20 nature of the allegations, this Court finds good cause to order a quick response to the
21 motion. Yowell also moves for leave to file various exhibits, including his medical records,
22 under seal. (ECF No. 73.) This Court finds that there is good cause to grant the motion.

23 It is therefore ordered that Respondents must file and serve a response to the
24 emergency motion for release (ECF No. 70) within 3 days of the date that this order is
25 entered.

26 It is further ordered that Petitioner must file his reply, if any, within 5 days of the
27 date that Respondents file their response.

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1 It is further ordered that Petitioner's motion for leave to file exhibits under seal (ECF
2 No. 73) is granted.

3 DATED THIS 13th day of April 2020.

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6 MIRANDA M. DU
7 CHIEF UNITED STATES DISTRICT COURT
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